

UNITED STATES DISTRICT COURT

Northern District of California

GYM-MARK, INC. and THE GYMBOREE
CORPORATION

SUMMONS IN A CIVIL CASE

V.

CHILDREN'S APPAREL NETWORK, LTD. and
MERVYN'S LLC

CASE NUMBER:

EDL

C 07 3523

E-Filing

TO: (Name and address of Defendant)
CHILDREN'S APPAREL NETWORK, LTD.
Murray Maleh
Chairman / Chief Executive Officer
Children's Apparel Network, Ltd.
77 South First Street
Elizabeth, New Jersey 07206

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

ANNETTE L. HURST, ESQ.
HELLER EHRMAN LLP
333 BUSH STREET
SAN FRANCISCO, CA 94104-2878

an answer to the complaint which is served on you with this summons, within TWENTY (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

RICHARD W. WIEKING

JUL 6 2007

CLERK

DATE

(By) DEPUTY CLERK

ANNA SPRINKLES

New Jersey Lawyers Service
2333 U.S. Hwy 22 West
Union, New Jersey 07083
908-686-7300



JOB_NUM: 45885

PLAINTIFF

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DOCKET: CV-07-3523-EDL

GYM-MARK, INC. AND GYMBOREE CORPORATION VS
CHILDREN'S APPAREL NETWORK, LTD AND MERVYN'S LLC

DEFENDANT

AFFIDAVIT OF SERVICE

Attorney: File # 23714-0037

HELLER EHRMAN LLP
333 BUSH STREET - 9th FL
SAN FRANCISCO CA 94104
(415) 772-6000

Papers Served: US DISTRICT SUMMONS AND COMPLAINT

Person to be served: MURRAY MALEH, CEO
CHILDREN'S APPAREL NETWORK, LTD. 77
SOUTH FIRST STREET
ELIZABETH NJ 07206

Served Successfully ☒ Not Served ☐ Date 7/12/2007

Time 10:45 AM

Attempts: _____

____ Delivered a copy to him/her personally
____ Left a copy with a competent household member
over 14 years of age residing therein (indicate name
relationship at right)

X Left a copy with a person authorized to accept service, e.g., managing
agent, registered agent, etc.
(indicate name official title at right)

Description of Person Accepting Service:

Name of Person Served and relationship/title:
Address Served:

TOM M.
AUTHORIZED AGENT

Sex: **M** Age: **50'S** Weight: **200** Skin Color: **WHITE** Hair Color: **S&P**

Military Service I asked the person whether recipient was in active military service of the United States or the State of New Jersey in any activity whatever and received a negative reply. Recipient wore civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversation and observation above narrated.

Subscribed and Sworn to me this
25 day of July 2007

I LARRY SABLE, at the time of service a competent
adult not having a direct interest in the litigation. I declare under penalty of
perjury that the foregoing is true and correct.

Notary MARCO P. PEREIRA
NOTARY PUBLIC OF NEW JERSEY
My Commission Exp. June 5, 2012

[Signature]
Signature of Process Service